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6 Pro se

7
8 UNITED STATES DISTRICT COURT FOR THE
9 WESTERN DISTRICT OF WASHINGTON

10 ANDREW G. WATTERS,
11 Plaintiff,
12

13 vs.

14 MAHSA PARVIZ,
15 Defendant.

Case No.: 2:23-cv-00755-RSL

STATUS REPORT

INTRODUCTION

As shown in the attachment, Defendant demanded on May 25, 2023 that Plaintiff not contact her in any way, and instead contact attorney Thomas Bundy, Esq. in California. Mr. Bundy was (according to Defendant) representing Defendant in this matter. Plaintiff attempted to respect Defendant's wishes and accordingly reached out to Mr. Bundy several times, starting on June 12, 2023 when the order for a joint status report and Rule 26(f) conference was filed. Finally, two weeks later on June 26, 2023, Mr. Bundy replied stating he does not represent Defendant in this matter. Setting aside Defendant's directive to contact Mr. Bundy, it is not possible to have a traditional meet-and-confer with a Federal prisoner for logistical reasons. Plaintiff therefore files this joint status report with empty responses from Defendant.

1. Plaintiff: This is a case of computer fraud (18 U.S.C. sec. 1030) and related state law claims arising out of a prisoner's former use of the internet to impersonate an accomplished medical researcher from Harvard by hacking the Harvard web server and posting fake web pages. The matter is not complex, in that it primarily relates to Defendant's impersonation and Plaintiff's resulting financial loss.

Defendant: No response received.

2. Plaintiff: There are no additional parties to be joined.

Defendant: No Response received.

3. Plaintiff: Plaintiff consents to a Magistrate Judge ("yes").

Defendant: No Response received.

4. Plaintiff: There are no related cases, although Defendant has threatened to file a Domestic Violence proceeding in California.

Defendant: No Response received.

1 5. Plaintiff: Initial Disclosures were not timely made due to Defendant's directive of
2 no-contact and her claimed attorney not actually representing her, which only became known on
3 the due date for the Rule 26(f) Conference.
4

5 Defendant: No Response received.

6 6. Plaintiff: There is no need to change any timing of expert or pretrial disclosures.

7 Defendant: No Response received.

8 7. Plaintiff: The subjects of discovery correspond to the facts in the Verified First
9 Amended Complaint, in particular the Computer Fraud cause and Defendant's vexatious
10 litigation history. Although the Answer is verified, it solely contains a general denial and not
11 specific denials of particular allegations. As such, Plaintiff intends a Motion for Judgment on the
12 Pleadings to resolve the action as expeditiously as possible. The timing of discovery should take
13 around nine months, partially necessitated by the interstate nature of the case. The phases of
14 discovery should be: (1) document production and written discovery, three to six months; (2)
15 deposition of Defendant in six to nine months; (3) expert discovery at the nine month mark.
16 Plaintiff intends to obtain information and then move for summary judgment if the action is not
17 already resolved through other means.
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20 Defendant: No Response received.

21 8. Plaintiff: There are no agreements concerning discovery information, although
22 Plaintiff is open to a protective order for sensitive information produced in discovery.
23

24 Defendant: No Response received.

25 9. Plaintiff: There is ESI in this case in the form of email messages and web pages.
26 Plaintiff has preserved all ESI and will adopt the Model Agreement.
27

28 Defendant: No Response received.

1 10. Plaintiff: This action does not involve any unique or extensive claims of privilege
2 or work product, although Defendant is expected to continue filing documents under seal for
3 reasons unknown.

4 Defendant: No Response received.

5 11. Plaintiff: There is no risk of inadvertently disclosed privileged information, but in
6 the event any privileged matter is inadvertently disclosed, retraction and destruction are
7 appropriate.

8 Defendant: No Response received.

9 12. Plaintiff: There is no necessary change to the limitations on discovery.

10 Defendant: No Response received.

11 13. Plaintiff: Discovery can be completed in nine months, which is April 10, 2024.

12 Defendant: No Response received.

13 14. Plaintiff: The only anticipated motions are a Motion for Judgment on the

14 Pleadings by Plaintiff and cross-motions for summary judgment by each party. The case will be
15 resolved as expeditiously as possible through these motions or by way of trial, and Plaintiff does
16 not currently have any suggested phasing.

17 Defendant: No Response received.

18 15. Plaintiff: Plaintiff does not intend to participate in ADR beyond the required
19 settlement conference.

20 Defendant: No Response received.

21 16. Plaintiff: The case will be ready for trial in May 2024 and there are no conflicts,
22 although Plaintiff has a jury trial currently set for June 3, 2024 that is 95% likely to proceed.

23 Defendant: No Response received.

1 17. Plaintiff: Non-jury.

2 Defendant: No Response received.

3 18. Plaintiff: One to two days for a non-jury trial. Two days for a jury trial, not
4 including jury selection.
5

6 Defendant: No Response received.

7 19. Plaintiff: There are no corporate parties and no disclosure statements needed.

8 Defendant: No Response received.
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11 Plaintiff:

12 Dated: July 10, 2023

Andrew G. Watters

13 Andrew G. Watters
14 Pro se

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16 Defendant: No Response received.
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Exhibit A

From: Mahsa Parviz

To: Andrew G. Watters

May 25th, 2023

Via USPS RRR No. 7011150000197938427

Please take notice of filing under seal on May 25th, 2023:

Verified Rule 12 Motion,
Answer, Motion for Sanctions
Under Rule 11 and/or 28 U.S.C.

§ 1927, AND REQUEST FOR
PROTECTIVE ORDER UNDER

RULE 5.2(e). A hearing
will take place on Friday,
June 9th, 2023.

All further communication
must be made through my
attorney, Thomas M. Bundy, Esq.:
(909) 281-3500, thomas@bundy-law.com.
Do NOT contact me directly.

Dated: May 25th, 2023

[Signature block. See Form No. 5.2:1]

M Parviz
MANSA PARVIZ

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Exhibit B

Subject: Re: Watters v. Parviz - 2:23-cv-00755-RSL (W.D. Wash.)
From: Thomas Bundy <thomasmbundy@yahoo.com>
Date: 6/26/23, 10:24 AM
To: "Andrew G. Watters" <andrew@andrewwatters.com>
CC: thomas@bundy-law.com

I won't be representing her in the Washington case

Sent from my iPhone

On Jun 26, 2023, at 9:57 AM, Andrew G. Watters <andrew@andrewwatters.com> wrote:

Hi Thomas,

Just following up-- I was ordered to meet and confer and she said to only contact you...please let me know either way whether you represent Ms. Parviz.

Best,

Andrew G. Watters
andrew@andrewwatters.com
+1 (415) 261-8527
<https://www.andrewwatters.com>

On 6/20/2023 3:38 PM, Andrew G. Watters wrote:

Hi Thomas,
Any decision yet on the representation? Please let me know.
Thanks,
Andrew G. Watters
andrew@andrewwatters.com
+1 (415) 261-8527
<https://www.andrewwatters.com>

On 6/12/2023 1:35 PM, Thomas Bundy wrote:

She has requested that I represent her. I have not yet accepted the representation but it's obviously difficult communicating with her while she is in prison. I'll let you know when/if she officially retains me.

Sorry for the confusion

Thomas

Sent from my iPhone

On Jun 12, 2023, at 12:26 PM, Andrew G. Watters <andrew@andrewwatters.com> wrote:

Dear Mr. Bundy,

Ms. Parviz sent me a note expressly asking me to not contact her and to only contact you, whom she represented to be her attorney.


Please confirm that you represent Ms. Parviz, as the court has set deadlines for a joint status report, etc. as indicated in the enclosed order.

Thank you,

Andrew Watters

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Andrew G. Watters
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 [<9435994-0--76534.pdf>](#)